

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NYKLauritzenCOOL A.B.,

Plaintiff,

-against-

KELSO ENTERPRISES LTD and PACIFIC
FRUIT INC.,

Defendants.

O7 CV 3520 (LTS)(HBP)

NOTICE OF PARTIAL DISMISSAL,

WITHOUT PREJUDICE,

PURSUANT TO FRCP 41(a)(1)(i)

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 41(a)(1)(i), Plaintiff hereby dismisses all claims against Defendant PACIFIC FRUIT INC. only. Such dismissal is without prejudice.

PLEASE TAKE FURTHER NOTICE that all claims against Defendant KELSO ENTERPRISES LTD. shall remain in full force and effect.

Dated: New York, New York
November 14, 2007

Respectfully submitted,

MAHONEY & KEANE, LLP
Attorneys for Plaintiff
NYKLauritzenCOOL A.B.

By:



Edward A. Keane (EK1398)
111 Broadway, Tenth Floor
New York, New York 10006
(212) 385-1422